

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 11
YELLOW CORPORATION, <i>et al.</i> , ¹)	
)	Case No. 23-11069 (CTG)
)	
Debtors.)	(Joint Administered)
)	
)	Re: Docket No. 947

AMENDED² NOTICE OF AGENDA FOR HEARING SCHEDULED ON OCTOBER 27, 2023 AT 12:00 P.M. (PREVAILING EASTERN TIME), BEFORE THE HONORABLE CRAIG T. GOLDBLATT AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, LOCATED AT 824 NORTH MARKET STREET, 3rd FLOOR, COURTROOM NO. 7, WILMINGTON, DELAWARE 19801

This hearing will be conducted in-person. All parties, including witnesses, are expected to attend in person unless permitted to appear via Zoom. Participation at the in-person court proceeding using Zoom is allowed only in the following circumstances: (i) a party who files a responsive pleading intends to make only a limited argument; (ii) a party who has not submitted a pleading but is interested in observing the hearing; or (iii) other extenuating circumstances as determined by Judge Goldblatt. All participants over Zoom must register in advance. Please register by October 25, 2023, at 4:00 p.m. (EST).

Registration Link:

<https://debuscourts.zoomgov.com/meeting/register/vJltduyvpjktGPrbGz4sPYRbjkG6p3MOeIc>

UNCONTESTED MATTER:

1. Motion of TSC Equipment Finance, LLC (A) to Compel Debtor YRC, Inc. to Assume or Reject Equipment Lease Covering Approximately 246 Wabash Duraplate Pup Trailers; (B) For Relief from the Automatic Stay Pursuant to 11 USC 362(d) to Permit Movant to Exercise Rights and Enforce Remedies Against Debtor YRC, Inc. with Respect to

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors' proposed claims and noticing agent at <https://dm.epiq11.com/YellowCorporation>. The location of Debtors' principal place of business and the Debtors' service address in these chapter 11 cases is: 10990 Roe Avenue, Overland Park, Kansas 66211.

² **Amended items are noted in bold.**

Equipment Lease and Trailers and (C) to Waive the 14 Day Stay of Enforcement Pursuant to FRBP 4001(a)(3) [Filed: 9/15/23] ([Docket No. 576](#))

Response Deadline: October 2, 2023 at 4:00 p.m. (ET) (*extended for the Debtors until 10/25/23 at 5:00 p.m. (ET)*)

Responses Received: None as of the date of this Notice of Agenda.

Related Documents:

A. [Proposed] Order [Filed: 9/15/23] ([Docket No. 576](#))

Status: The parties are negotiating a stipulation to resolve this matter and do not expect this matter to go forward. This matter will go forward as a status conference.

MATTERS GOING FORWARD:

2. Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/16/23] ([Docket No. 852](#))

Response Deadline: October 27, 2023 at 9:00 a.m. (ET)

Responses Received:

- A. **Informal comments from Texas Taxing Authorities**
- B. **Limited Objection to the Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd., and IronPlanet Canada Ltd. Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interest, and Encumbrances; and (III) Granting Related Relief (related document(s)[852]) Filed by Nations Fund I, LLC [Filed: 10/25/23] ([Docket No. 951](#))**
- C. **The United States Trustee's Objection to Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/26/23] ([Docket No. 965](#))**
- D. **BNSF Railway Company's Limited Objection and Reservation of Rights Regarding Debtors' Motion for Entry of an Order (I) Approving Agency**

Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/26/23] ([Docket No. 967](#))

Related Documents:

- A. [Proposed] Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/16/23] ([Docket No. 852, Exhibit A](#))
- B. Motion of Debtors for Entry of an Order Shortening Notice of Debtors' Motion for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/16/23] ([Docket No. 853](#))
 - i. [Signed] Order Shortening the Notice and Objection Period for the Debtors Motion for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/16/23] ([Docket No. 864](#))
- C. Declaration of Cody Leung Kaldenberg in Support of Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/16/23] ([Docket No. 855](#))
- D. Declaration of Disinterestedness of Nations Capital LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd., and IronPlanet Canada Ltd. [Filed: 10/16/23] ([Docket No. 856](#))
- E. [Filed Under Seal] Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc.,

IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/17/23] (Docket No. 863)

- i. Motion of Debtors for Entry of an Order Authorizing the Debtors to (I) Redact and File Under Seal Certain Confidential Commercial Information in Connection with the Debtors' Agency Agreement Motion and (II) Granting Related Relief [Filed: 10/16/23] ([Docket No. 854](#))

F. Notice of Hearing on Debtors' Motion for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/18/23] ([Docket No. 865](#))

G. **Notice of Filing of Revised Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/26/23] ([Docket No. 969](#))**

Status: This matter will go forward. The Debtors have filed a notice with a revised proposed order and redline. The Debtors have resolved all objections and responses with language included in the revised proposed order, except for the United States Trustee.

- 3. Motion of Debtors for Entry of an Order Authorizing the Debtors to (I) Redact and File Under Seal Certain Confidential Commercial Information in Connection with the Debtors' Agency Agreement Motion and (II) Granting Related Relief [Filed: 10/16/23] ([Docket No. 854](#))

Response Deadline: None.

Responses Received:

- A. **United States Trustee's Objection to Motion of Debtors for Entry of an Order Authorizing the Debtors to (I) Redact and File Under Seal Certain Confidential Commercial Information in Connection with the Debtors' Agency Agreement Motion and (II) Granting Related Relief [Filed: 10/26/23] ([Docket No. 966](#))**

Related Documents:

- A. [Proposed] Order Authorizing the Debtors to (I) Redact and File Under Seal Certain Confidential Commercial Information in Connection with the Debtors' Agency Agreement Motion and (II) Granting Related Relief [Filed: 10/16/23] ([Docket No. 854, Exhibit A](#))
- B. [Filed Under Seal] Motion of Debtors for Entry of an Order (I) Approving Agency Agreement with Nations Capital, LLC, Ritchie Bros. Auctioneers (America) Inc., IronPlanet, Inc., Ritchie Bros. Auctioneers (Canada) Ltd. and IronPlanet Canada Ltd Effective as of October 16, 2023; (II) Authorizing the Sale of Rolling Stock Assets Free and Clear of Liens, Claims, Interests and Encumbrances; and (III) Granting Related Relief [Filed: 10/17/23] (Docket No. 863)

Status: This matter will go forward.

Dated: October 27, 2023
Wilmington, Delaware

/s/ Peter J. Keane

Laura Davis Jones (DE Bar No. 2436)

Timothy P. Cairns (DE Bar No. 4228)

Peter J. Keane (DE Bar No. 5503)

Edward Corma (DE Bar No. 6718)

PACHULSKI STANG ZIEHL & JONES LLP

919 North Market Street, 17th Floor

P.O. Box 8705

Wilmington, Delaware 19801

Telephone: (302) 652-4100

Facsimile: (302) 652-4400

Email: ljones@pszjlaw.com

tcairns@pszjlaw.com

pkeane@pszjlaw.com

ecorma@pszjlaw.com

Patrick J. Nash Jr., P.C. (admitted *pro hac vice*)

David Seligman, P.C. (admitted *pro hac vice*)

Whitney Fogelberg (admitted *pro hac vice*)

KIRKLAND & ELLIS LLP

KIRKLAND & ELLIS INTERNATIONAL LLP

300 North LaSalle

Chicago, Illinois 60654

Telephone: (212) 446-4800

Facsimile: (212) 446-4900

Email: patrick.nash@kirkland.com

david.seligman@kirkland.com

whitney.fogelberg@kirkland.com

-and-

Allyson B. Smith (admitted *pro hac vice*)

KIRKLAND & ELLIS LLP

KIRKLAND & ELLIS INTERNATIONAL LLP

601 Lexington Avenue

New York, New York 10022

Telephone: (212) 446-4800

Facsimile: (212) 446-4900

Email: allyson.smith@kirkland.com

Co-Counsel for the Debtors and Debtors in Possession